

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 4:25-cv-10017-LEIBOWITZ

LORETTA D'TOCCO,

Plaintiff,

v.

ELON MUSK, *et al.*,

Defendants.

_____ /

ORDER IN CASES WITH MULTIPLE DEFENDANTS

THIS CAUSE is before the Court upon Plaintiff's Complaint [ECF No. 1] filed on February 20, 2025. To better manage the orderly progress of the case, it is hereby **ORDERED** as follows:


1. The Plaintiff in this case shall file proof of service, as to each Defendant, within seven days of perfecting service on each Defendant.
2. The Defendants shall file their responses and motions jointly.
 - a. If there are conflicts of position, the co-Defendants shall file a *motion for leave to file separate responses or motions*, in which they must describe what those conflicts are.
 - b. If the co-Defendants need more than twenty (20) pages for their joint responses or motions, they shall file a *motion for leave to file excess pages*, which the Court will consider expeditiously.
3. The co-Defendants may file separate *answers* to the complaint.¹ The time for responsive pleadings—for all Defendants—begins to run once all Defendants have *either* (1) been served

¹ If the Defendants file a joint response or motion, it must contain *all* bases for dismissal, stay, abstention, or other relief the Defendants intend to raise. Nothing in this Order precludes the Defendants from later raising (non-waivable) jurisdictional defenses.

or (2) waived service. If the Defendants face response periods of different lengths—say, because one Defendant has been personally served whereas another has waived service—all Defendants will be subject to the *longest* of those response periods.

4. Failure to comply with these procedures may result in sanctions, including the striking of the motion(s) or response(s).

DONE AND ORDERED in the Southern District of Florida on March 17, 2025.


DAVID S. LEIBOWITZ
UNITED STATES DISTRICT JUDGE

cc: counsel of record